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DISTRICT OF MASS.

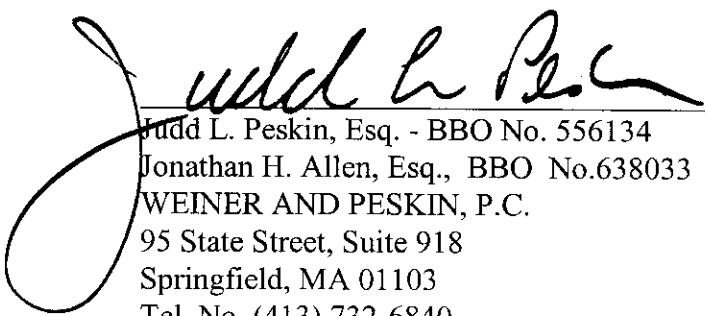
UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

MARIAN LUDKIEWICZ,)
Plaintiff)
v.)
UNUM LIFE INSURANCE COMPANY)
OF AMERICA,)
Defendant)
) Civil Action Number 04-30039-MAP

PLAINTIFF'S MOTION FOR LEAVE TO AMEND COMPLAINT

The Plaintiff, Marian Ludkiewicz, hereby moves for leave to amend its Complaint, in accordance with the attached proposed Amended Complaint. The original Complaint was brought in State Court and alleged State Court claims. The proposed Amended Complaint acknowledges preemption of the original State Law claims and alleges an action arising under the Employee Retirement Income Security Act of 1974, 29 U.S.C. § 1001 et seq. (ERISA).

The Plaintiff, Marian Ludkiewicz,
By his Counsel

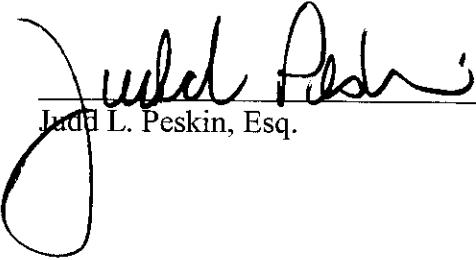

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Date: April 29, 2004

CERTIFICATE OF SERVICE

I, Judd L. Peskin, Esq., do hereby certify that a true and correct copy of the above and foregoing Motion for Leave to Amend Complaint, has been served by placing same in the United States Mail, first class, postage prepaid, on this 29th day of April 2004 to:

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